

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

SECREST, WARDLE, LYNCH, HAMPTON,  
TRUEX AND MORLEY, P.C.,

Plaintiffs,

-vs-

Honorable George Caram Steeh  
Magistrate Judge Donald A. Scheer  
Case No.: 2:10-cv-10462

FIREMAN'S FUND INSURANCE COMPANY,  
and BUCKLEY KING, a Legal Professional  
Association,

Defendants.

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**STIPULATED ORDER DISMISSING MOTIONS WITHOUT PREJUDICE  
AND PERMITTING PLAINTIFF TO FILE FIRST AMENDED COMPLAINT**

This matter having come before the Court upon Defendant, Buckley King's Motion for More Definite Statement Pursuant to Fed. R. Civ. P. 12(e), and its Motion to Dismiss Counts II, III and V of Plaintiff's Complaint Pursuant to Fed. R. Civ. P. 12(b)(6), and the Plaintiff having responded by the filing of its Motion for Leave to File First Amended Complaint, and the parties now having

stipulated to the entry of this Order, and the Court being duly advised in the premises;

**IT IS HEREBY ORDERED** that Defendant, Buckley King's Motion for More Definite Statement Pursuant to Fed. R. Civ. P. 12(e), and its Motion to Dismiss Counts II, III and V of Plaintiff's Complaint Pursuant to Fed. R. Civ. P. 12(b)(6) are denied without prejudice.

**IT IS HEREBY FURTHER ORDERED** that Plaintiff, Secrest, Wardle, Lynch, Hampton, Truex & Morley, P.C., may file its First Amended Complaint, and that its Motion for Leave to File First Amended Complaint is denied as moot.

**IT IS HEREBY FURTHER ORDERED** that Defendants shall have twenty-one (21) days from the filing of Plaintiff's First Amended Complaint for the filing of their responsive pleadings.

s/George Caram Steeh  
HON. GEORGE CARAM STEEH  
UNITED STATES DISTRICT JUDGE

Dated: May 24, 2010

**STIPULATED TO:**

s/ John E. McSorley  
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s/ David A. French  
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s/ Bruce A. Truex  
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